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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

CHRISTOPHER M. MYERS,
Plaintiff
v.

CV #: 3:19-cv-00536-AA

COMMISSIONER SOCIAL SECURITY
ADMINISTRATION,
Defendant.

ORDER GRANTING
UNOPPOSED MOTION
FOR ATTORNEY FEES
UNDER 42 U.S.C § 406(B)

It is hereby ORDERED that attorneys' fees in the amount of \$32,300.00 from Plaintiff's past-due benefits are awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds that this is a reasonable fee in light of the circumstances in this case. Plaintiff has been awarded attorney fees in the amount of \$3,947.82 under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412. Thus, Plaintiff's attorney is awarded an attorney's fee under the Social Security Act, 42 U.S.C. § 406(b), in the gross amount of \$ 32,300.00 (or 25% of Plaintiff's past-due benefits, whichever is less) and counsel may retain the \$3,947.82 in fees previously awarded under the Equal Access Justice Act, 28 U.S.C. § 2412, in partial satisfaction of the § 406(b) award. This leaves a net amount of \$28,352.18 due to counsel. In accordance with agency policy, when issuing the section 406(b) check for payment to Plaintiff's attorney, the agency is directed to pay counsel \$28,352.18, minus any applicable processing fees as allowed by statute.

Dated this 24th day of October, 2023.

/s/Ann Aiken
Ann Aiken
United States District Judge